



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Ellen M. Troyer, et al.) Examiner: C. Tate
Serial No. 10/040,508) Group Art Unit: 1654
Filed: December 28, 2001) File No. 573-1
)
For: TREATMENT OF DRY EYE SYNDROME) Tiburon, California
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

Sir:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
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ON 10-27-04
THOMAS M. FREIBURGER Reg. No. 27,063
SIGNED Thomas M. Freiburger
DATE 10-27-04

RESPONSE TO OFFICIAL ACTION

A restriction requirement was sent by the Examiner for this
divisional application on September 30, 2004. As noted in a
telephone conference with Examiner Tate on October 26, the only
claims remaining in the application are 22-28, thus no
restriction is believed needed. In that conversation the
undersigned attorney pointed out that the filing of the
provisional application included a preliminary amendment
cancelling claims 1-21.

Respectfully submitted,

Date: October 27, 2004

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